IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

TUESDAY, THE 3RD JULY 2007 / 12TH ASHADHA 1929

WP(C).No. 16929 of 2007(M)

PETITIONER:

MOHAMED IQUBAL,
ASSISTANT ENGINEER (ELECTRICAL),
UNIVERSITY ENGINEERING DEPARTMENT,
CALICUT UNIVERSITY P.O.,
MALAPPURAM DISTRICT.

BY ADV. SRI.BABU JOSEPH KURUVATHAZHA
SRI.C.P.SIVADASAN NAIR

RESPONDENTS:

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1. CALICUT UNIVERSITY REPRESENTED BY ITS
REGISTRAR, CALICUT UNIVERSITY P.O.,
MALAPPURAM DISTRICT.

2. REGISTRAR, CALICUT UNIVERSITY PO,
MALAPPURAM DISTRICT.

3. SYNDICATE OF THE UNIVERSITY OF CALICUT,
REP.BY ITS CHAIRMAN, OFFICE OF THE VICE CHANCELLOR
OF THE UNIVERSITY OF CALICUT,
CALICUT UNIVERSITY P.O., MALAPPURAM DISTRICT.

4. THE CHANCELLOR, UNIVERSITY OF CALICUT,
RAJ BHAVAN, THIRUVANANTHAPURAM.

BY SRI. P.C. SASIDHARAN, SC, CALICUT UNIVERSITY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 03/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A.K. BASHEER, J.

W.P.(C). NO. 16929 OF 2007

Dated this the 3rd day of July, 2007

J U D G M E N T

Petitioner does not, admittedly, have the minimum requisite experience of three years to be eligible for promotion to the post of Assistant Executive Engineer in the University of Calicut. However, it is contended by him that he ought to be promoted, at least provisionally. It is pointed out by the petitioner that one Mr. P.G. Thomas, was given the benefit of promotion as Assistant Executive Engineer in the Civil Engineering Department of the University, though he did not have, to his credit, the minimum requisite experience.

2. I am unable to agree with the contention raised by the petitioner. If in the past, the University might have committed such an irregularity, it does not give any right to the petitioner to insist that a similar irregularity should be repeated. Petitioner will have to necessarily wait till he gains the minimum period of three years experience to be eligible for promotion.

In the above facts and circumstances, petitioner cannot be granted any relief. Therefore, the writ petition fails, and it is accordingly dismissed.

A.K. BASHEER, JUDGE

vps

A.K. BASHEER, JUDGE

OP NO.20954/00

JUDGMENT

1ST MARCH, 2007